

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION

TIMOTHY G. PRYER

PLAINTIFF

VERSUS

CIVIL ACTION NO. 3:07cv707-WHB-LRA

HALEY BARBOUR, Governor of Mississippi;  
JIM HOOD, Attorney General of Mississippi;  
PAUL S. FUNDERBURK, Judge;  
THOMAS J. GARDNER III, Judge;  
SHARION AYCOCK, Judge;  
JOHN R. YOUNG, District Attorney;  
LORI NAIL BASHAM, Public Defender;  
and JOHN HELMERT, Public Defender

DEFENDANTS

**FINAL JUDGMENT**

This cause is before the court, sua sponte, for  
consideration of dismissal. Pursuant to the memorandum opinion  
issued this day, it is hereby,

ORDERED AND ADJUDGED that the plaintiff's habeas claims are  
dismissed without prejudice and his claims pursuant to 28 U.S.C.  
§§ 1343, 1651, and 2201 and his conspiracy claim, RICO claim and  
his claim based on the International Covenant on Civil and  
Political Rights are dismissed with prejudice for failure to  
state a claim, see 28 U.S.C. § 1915(e)(2)(B)(ii). The dismissal  
of this civil action will count as a strike in accordance with 28  
U.S.C. § 1915(g).

This the 20th day of May, 2008.

s/William H. Barbour, Jr.  
UNITED STATES DISTRICT JUDGE